

**Remarks/Arguments:**

The above Amendments and these Remarks are in reply to the Final Office Action mailed October 31, 2007.

Claims 1-2, 5, 7-10, 12-13, 16, 18, 19-21, 23-24, 27, 29-31 and 32 are rejected under 35 U.S.C. 103(a) as being unpatentable over Aldis et al. (U.S. Patent Publication 2004/0039916) in view of Stupek Jr., et al (U.S. Patent 5,960,187).

Claims 3, 4, 6, 11, 14, 15, 17, 22, 25, 26, 28 and 33 are rejected under 35 U.S.C. 103(a) as being unpatentable over Aldis et al. (U.S. Patent Publication 2004/0039916) in view of Stupek Jr., et al (U.S. Patent 5,960,187) and further in view of Watanabe et al (U.S. Patent Publication 2003/0182146).

Claims 1, 12, 23 and 27 as amended now state that the disabling of the first license key is “such that the customer does not have rights to run the previous version of the software”. This is not shown in the cited prior art.

For example, Stupek, Jr. et al. states in column 5, line 64 to column 6, line 42, that:

“Before the packages are installed to the targets, the agent 21 may store 115 the older revision levels of the resources on a local hard disk 23. As a result, the user always has access to previous versions of the resources. Maintaining old versions of upgraded resources allows the user to downgrade the resource, if needed, in the future.”

The purpose of Stupek, Jr. et al. is to allow access to versions of the software and it does not suggest removing the rights to run a preview version of the software. For this reason, the claims are believed to be novel and non-obvious over the cited prior art.

In light of the above, it is respectfully submitted that all of the claims now pending in the subject patent application should be allowable, and a Notice of Allowance is requested. The

Examiner is respectfully requested to telephone the undersigned if he can assist in any way in expediting issuance of a patent.

The Commissioner is authorized to charge any underpayment or credit any overpayment to Deposit Account No. 06-1325 for any matter in connection with this response, including any fee for extension of time, which may be required.

Respectfully submitted,

Date: December 7, 2007

By: /Joseph P. O'Malley/  
Joseph P. O'Malley  
Reg. No. 36,226

FLIESLER MEYER LLP  
650 California Street, 14<sup>th</sup> Floor  
San Francisco, California 94108  
Telephone: (415) 362-3800